

Message Text

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PAGE 01 MONTRE 00646 212245Z
ACTION EB-08

INFO OCT-01 EUR-12 ISO-00 IO-13 OIC-02 TRSE-00 OMB-01
CAB-05 CIAE-00 COME-00 DODE-00 DOTE-00 INR-07
NSAE-00 FAA-00 L-03 AF-10 ARA-10 EA-09 NEA-10
/091 W

-----220622Z 054371 /15

R 212031Z APR 77
FM AMCONSUL MONTREAL
TO SECSTATE WASHDC 8862

UNCLAS MONTREAL 646

E. O. 11652: N/A
TAGS: EAIR, ICAO, PORG
SUBJ: ICAO: SPECIAL AIR TRANSPORT CONFERENCE - APRIL 18 AND 19

1. COMMITTEE A RESUMED ITS DISCUSSION OF THE RECOMMENDATIONS OF THE PANEL OF EXPERTS ON THE MACHINERY FOR THE ESTABLISHMENT OF INTERNATIONAL FARES AND RATES. THE COMMITTEE APPROVED PANEL RECOMMENDATIONS THROUGH RECOMMENDATION 14 WITH GENERAL REVISIONS REFLECTING EDITORIAL AND/OR CHANGES OF MINOR SUBSTANCE, THE ONE EXCEPTION BEING RECOMMENDATIONS 10 AND 11 COMBINED, WHICH WAS AMENDED BY FRANCE WITH A GREAT DEAL OF SUPPORT TO THE EFFECT THAT TARIFF PROPOSALS SUBMITTED WITHIN THE PRESCRIBED DEADLINES (AT LEAST SIXTY DAYS IN ADVANCE OF THEIR PROPOSED DATE OF EFFECTIVENESS) SHALL BE DEEMED APPROVED IF THE GOVERNMENTS HAVE NOT NOTIFIED THE AIRLINES OF THEIR DECISION BY THE PLANNED DATE OF EFFECTIVENESS OF THE PLANNED TARIFF PROPOSALS. THE UNITED STATES DID NOT INTERVENE, BUT VOTED NEGATIVELY ON THIS PROPOSAL AND AGAIN NEGATIVELY ON A PROPOSAL TO ALTER THE LANGUAGE, BUT TO NO AVAIL DESPITE A CLOSE VOTE. FURTHER, THE U.S. PROPOSAL ON THE ORIGINAL PANEL RECOMMENDATION 10 WHICH WOULD HAVE ALTERED THE LANGUAGE TO ACT FOR THE U.S. STATUTORY POSITION WAS NOT CONSIDERED UNTIL AFTER THE FULL PANEL ACTED ON THE FRENCH OPPOSITION AND THE U.S. AFTER CONSIDERABLE AND LENGTHY

UNCLASSIFIED

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PAGE 02 MONTRE 00646 212245Z

DISCUSSION WITHDREW ITS PROPOSAL BUT RETAINED THE RIGHT TO ENTER A RESERVATION ON THE COMMITTEE RECOMMENDATION.

2. COMMITTEE B CONTINUED ITS DISCUSSION OF AGENDA ITEM 2 - POLICY CONCERNING INTERNATIONAL NON-SCHEDULED AIR TRANSPORT. UNDER WEAK CHAIRMAN, MUCH OF DISCUSSION RAMBLING AND INCONCLUSIVE. PRESIDENT OF COUNCIL HAD TO INTERVENE SEVERAL

TIMES TO GET DISCUSSION FOCUSED ON THE AGENDA ITEM. COMMITTEE VOTED TO ACCEPT (U.S. ABSTAINING) A STATEMENT OF KEY PROBLEM, THRUST OF WHICH WAS THAT MAJOR DIFFICULTIES BEING EXPERIENCED BY SCHEDULED CARRIERS ARE DUE LARGELY TO GROWTH OF NON-SCHEDULED "PROGRAMMED CHARTER" OPERATIONS GOVERNED BY AN ENTIRELY DIFFERENT SYSTEM THAN THAT WHICH GOVERNS SCHEDULED OPERATIONS.

3. U.S. AND SPAIN HAD OBJECTED TO USE OF TERM "PROGRAMMED CHARTER" AS UNDEFINED AND NEVER SANCTIONED BY ICAO. U.S. ALSO QUESTIONED NATURE OF DIFFICULTIES AND STRESSED THAT THERE HAD BEEN NO DISCUSSION OF WHETHER OR TO WHAT EXTENT NON-SCHEDULED SERVICES WERE RESPONSIBLE FOR ALLEGED DIFFICULTIES OF SCHEDULED SERVICES. WE ALSO STRESSED AGAIN IMPORTANCE AND VALUE OF COMPETITION BETWEEN SCHEDULED AND NON-SCHEDULED SERVICES.

4. THE COMMITTEE THEN TURNED TO A DISCUSSION OF THE ACTION TO BE TAKEN AND EXAMINED PROPOSALS PUT FORWARD BY (1) BRAZIL AND VENEZUELA AND (2) SWITZERLAND. U.S. AGAIN OBJECTED TO USE OF TERM "PROGRAMMED CHARTER," EXPLAINED AT LENGTH WHY THE TERM WAS UNDEFINED AND UNDEFINABLE AND LATER SUBMITTED WORKING PAPER ON THIS ISSUE. SPAIN ALSO CONTINUED TO OBJECT TO USE OF THIS TERM AND ECAC STATES AND OTHERS BEGAN TO BACK AWAY FROM ITS USE WITH SWISS AGREEING TO DROP TERM FROM ITS PROPOSED RECOMMENDATIONS. PRESIDENT OF COUNCIL STATED HE WILL SUBMIT TEXT OF A RESOLUTION WHICH EMBODIED ELEMENTS OF BOTH PAPERS, AMENDED TO TAKE ACCOUNT OF POINTS RAISED

UNCLASSIFIED

UNCLASSIFIED

PAGE 03 MONTRE 00646 212245Z

IN DISCUSSION. THIS TEXT WILL BE DISCUSSED APRIL 20.

5. GROUP OF SEVERAL AFRICAN COUNTRIES SUBMITTED WORKING PAPER WHICH IS BASICALLY AN ATTEMPT TO INCLUDE MOST CHARTER OPERATIONS UNDER THE REGULATORY FRAMEWORK GOVERNING SCHEDULED OPERATIONS. DISCUSSION OF THIS PAPER AND OTHERS WILL CONTINUE APRIL 20TH.

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, COMMITTEE MEETINGS, AIR FARES, MEETING REPORTS
Control Number: n/a
Copy: SINGLE
Sent Date: 21-Apr-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977MONTRE00646
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770139-1163
Format: TEL
From: MONTREAL
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770434/aaaabcsa.tel
Line Count: 105
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 6a5430a1-c288-dd11-92da-001cc4696bcc
Office: ACTION EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 12-Oct-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2738700
Secure: OPEN
Status: NATIVE
Subject: ICAO: SPECIAL AIR TRANSPORT CONFERENCE - APRIL 18 AND 19
TAGS: EAIR, PORG, ICAO
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/6a5430a1-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009